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11 OCLC ONLINE COMPUTER LIBRARY
CENTER, INC.

12 UNITED STATES DISTRICT COURT
13
14 NORTHERN DISTRICT OF CALIFORNIA

15 SKYRIVER TECHNOLOGY
16 SOLUTIONS, LLC, a California limited
liability company, and INNOVATIVE
17 INTERFACES, INC., a California
corporation,

18 Plaintiffs,

19 vs.

20 OCLC ONLINE COMPUTER LIBRARY
21 CENTER, INC.,

22 Defendant.

Case No. 3:10-cv-03305-JSW

STIPULATION AND [PROPOSED] ORDER
DEFERRING RESPONSE DATE AND
SETTING BRIEFING SCHEDULE ON
TRANSFER MOTION

23
24
25 Plaintiffs SKYRIVER TECHNOLOGY SOLUTIONS, LLC and INNOVATIVE
26 INTERFACES, INC. ("Plaintiffs") and Defendant OCLC ONLINE COMPUTER LIBRARY
27 CENTER INC. ("Defendant") by and through counsel, hereby stipulate as follows:
28

STIPULATION AND [PROPOSED] ORDER
DEFERRING RESPONSE DATE, etc.
Case No. 3:10-cv-03305-JSW

1 1. Plaintiffs filed the complaint herein on July 28, 2010. Defendant's deadline to
2 plead or otherwise respond to the complaint is August 19, 2010.

3 2. Defendant contemplates filing a motion to transfer this action pursuant to 28
4 U.S.C. § 1404 to the United States District Court for the Southern District of Ohio where
5 Defendant is headquartered.

6 3. Defendant has requested, and Plaintiffs have agreed, that Defendant's time to
7 plead or otherwise respond to the complaint may be deferred pending this Court's ruling on the
8 contemplated transfer motion. Plaintiffs and Defendant have agreed to the following schedule in
9 connection with the transfer motion:

10 (a) Defendant's opening brief: no later than September 9, 2010.

11 (b) Plaintiffs' opposition brief: no later than September 30, 2010.

12 (c) Defendant's reply brief: no later than October 14, 2010.

13 (d) Hearing date: October 29, 2010 at 9:00 a.m.

14 4. The parties have confirmed that the Court's online Civil Calendar shows that the
15 October 29th hearing date is currently available.

16 5. Following this Court's ruling on the transfer motion, Defendant will respond to the
17 complaint within 21 days of the entry of an order denying the motion or within 21 days of receipt
18 of the case by the transferee court if the motion is granted, unless otherwise agreed by the parties
19 or ordered by the court.

20 SO STIPULATED:

21
22 Dated: August 13, 2010

SHARTSIS FRIESE LLP

23 By: /s/ Robert E. Schaberg
24 Robert E. Schaberg

25 Attorneys for Plaintiffs
26 SKYRIVER TECHNOLOGY
27 SOLUTIONS, LLC and INNOVATIVE
28 INTERFACES, INC.

1 Dated: August 13, 2010

FARELLA BRAUN + MARTEL LLP

2 By: /s/ C. Brandon Wisoff

3 C. Brandon Wisoff

4 Attorneys for Defendant
5 OCLC ONLINE COMPUTER LIBRARY
6 CENTER, INC.

7 I, C. Brandon Wisoff, am the ECF user whose ID and password are being used to file this
8 Stipulation and [Proposed] Order Deferring Response Date and Setting Briefing Schedule on
9 Transfer Motion. In compliance with General Order 45(X), I hereby attest that the other
10 signatories have concurred in this filing.

11 /s/ C. Brandon Wisoff

12 C. Brandon Wisoff

13 Pursuant to the above Stipulation, and for good cause shown,

14 IT IS SO ORDERED.

15 Dated:

16 Hon. Jeffrey S. White

17 United States District Judge